

**FIFTY-SECOND DAY - MARCH 27, 2007****LEGISLATIVE JOURNAL****ONE HUNDREDTH LEGISLATURE  
FIRST SESSION****FIFTY-SECOND DAY**

Legislative Chamber, Lincoln, Nebraska  
Tuesday, March 27, 2007

**PRAYER**

The prayer was offered by Pastor Bob Snell, Southern Heights Presbyterian Church, Lincoln.

**ROLL CALL**

Pursuant to adjournment, the Legislature met at 10:00 a.m., Senator Langemeier presiding.

The roll was called and all members were present except Senators Christensen, Engel, Flood, Loudon, McDonald, Raikes, and Synowiecki who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the fifty-first day was approved.

**COMMITTEE REPORTS****Enrollment and Review****Correctly Engrossed**

The following bills were correctly engrossed: LBs 106, 160, 292, 292A, 328, 389, 638, and 681.

(Signed) Amanda McGill, Chairperson

**COMMITTEE REPORTS****Health and Human Services**

The Health and Human Services Committee desires to report favorably upon the appointment(s) listed below. The Committee suggests the appointment(s) be confirmed by the Legislature and suggests a record vote.

Linda L. Jensen - Board of Emergency Medical Services  
Leon Sykes - Board of Emergency Medical Services

VOTE: Aye: Senators Johnson, Erdman, Gay, Hansen, Pankonin, Stuthman.  
Nay: None. Absent: Senator Howard.

The Health and Human Services Committee desires to report favorably upon the appointment(s) listed below. The Committee suggests the appointment(s) be confirmed by the Legislature and suggests a record vote.

Donald Frey - Rural Health Advisory Commission  
Kate Hesser - Rural Health Advisory Commission

VOTE: Aye: Senators Johnson, Erdman, Gay, Hansen, Pankonin, Stuthman.  
Nay: None. Absent: Senator Howard.

(Signed) Joel Johnson, Chairperson

### **MOTION - Return LB 255 to Select File**

Senator Cornett moved to return LB 255 to Select File for her specific amendment, AM720, found on page 917.

The Cornett motion to return prevailed with 37 ayes, 0 nays, 5 present and not voting, and 7 excused and not voting.

### **SELECT FILE**

**LEGISLATIVE BILL 255.** The Cornett specific amendment, AM720, found on page 917, was adopted with 41 ayes, 0 nays, 4 present and not voting, and 4 excused and not voting.

Advanced to E & R for reengrossment.

**LEGISLATIVE BILL 425.** ER8046, found on page 815, was adopted.

Advanced to E & R for engrossment.

**LEGISLATIVE BILL 425A.** Advanced to E & R for engrossment.

**LEGISLATIVE BILL 304.** ER8048, found on page 894, was adopted.

Advanced to E & R for engrossment.

**LEGISLATIVE BILL 677.** ER8049, found on page 895, was adopted.

Advanced to E & R for engrossment.

**LEGISLATIVE BILL 636.** ER8051, printed separately and referred to on page 895, was adopted.

Advanced to E & R for engrossment.

**GENERAL FILE**

**LEGISLATIVE BILL 338.** Title read. Considered.

Committee AM660, found on page 809, was adopted with 33 ayes, 1 nay, 11 present and not voting, and 4 excused and not voting.

Senator Chambers offered the following amendment:

FA51

P. 6, line 13 after "married" insert "individual"

Senator Chambers moved for a call of the house. The motion prevailed with 36 ayes, 0 nays, and 13 not voting.

Senator Chambers requested a roll call vote on his amendment.

Voting in the affirmative, 24:

Aguilar	Hansen	Langemeier	Pahls	Schimek
Ashford	Howard	Lathrop	Pedersen	Stuthman
Avery	Hudkins	Louden	Pirsch	Synowiecki
Chambers	Kopplin	McDonald	Preister	Wightman
Flood	Kruse	McGill	Rogert	

Voting in the negative, 9:

Adams	Fulton	Harms	Karpisek	Pankonin
Carlson	Gay	Janssen	Mines	

Present and not voting, 14:

Burling	Dubas	Friend	Nantkes	Wallman
Christensen	Engel	Heidemann	Nelson	White
Dierks	Fischer	Johnson	Raikes	

Excused and not voting, 2:

Cornett	Erdman
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The Chambers amendment lost with 24 ayes, 9 nays, 14 present and not voting, and 2 excused and not voting.

The Chair declared the call raised.

Advanced to E & R for review with 45 ayes, 0 nays, 2 present and not voting, and 2 excused and not voting.

**RESOLUTION****LEGISLATIVE RESOLUTION 61.** Introduced by Kruse, 13.

WHEREAS, Brentley Brandquist has completed the requirements for the rank of Eagle Scout in the Boy Scouts of America; and

WHEREAS, to earn the rank of Eagle Scout, the highest rank in scouting, a Boy Scout must fulfill requirements in the areas of leadership, service, and outdoor skills. Although many options are available to demonstrate proficiency in these areas, a number of specific skills are required to advance through the ranks of Tenderfoot, Second Class, First Class, Star, Life, and finally Eagle Scout. Throughout his scouting experience, Brentley has learned, been tested on, and been recognized for various scouting skills; and

WHEREAS, to achieve the rank of Eagle Scout, a Boy Scout is required to earn 21 merit badges, 12 of which are in required areas, and complete a community service project approved by the troop and the scout council; and

WHEREAS, only a small percentage of the boys who join the Boy Scouts of America achieve the rank of Eagle Scout; and

WHEREAS, on March 17, 2007, Brentley Brandquist will receive the rank of Eagle Scout and, through his hard work and perseverance, will join other high achievers who are Eagle Scouts, such as astronauts, political and industry leaders, artists, scientists, and athletes.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDREDTH LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Legislature congratulates Brentley Brandquist on achieving the rank of Eagle Scout.

2. That a copy of this resolution be sent to Brentley Brandquist.

Laid over.

**COMMITTEE REPORTS**  
**Revenue**

**LEGISLATIVE BILL 235.** Placed on General File - Com AM818.  
AM818

- 1 1. Strike the original sections and insert the following
- 2 new sections:
- 3 Section 1. For purposes of sections 1 to 4 of this act:
- 4 (1) Crew means any person who works on preproduction,
- 5 principal photography, and postproduction, except producers,
- 6 principal cast, and the director;
- 7 (2) Film means a professional single media or multimedia
- 8 program or feature, which is not child pornography or obscene
- 9 material, including, but not limited to, national advertising
- 10 messages that are broadcast on a national affiliate or cable
- 11 network, fixed on film or digital video, which can be viewed
- 12 or reproduced and which is exhibited in theaters, licensed for

13 exhibition by individual television stations, groups of stations,  
14 networks, cable television stations, or other means or licensed for  
15 home viewing markets;

16 (3) Production company means a person or company that  
17 produces film for exhibition; and

18 (4) Production cost means:

19 (a) Wages or salaries of persons who are residents of  
20 this state and who have earned income from working on a film in  
21 this state, including payments to personal services corporations  
22 with respect to the services of qualified performing artists, as  
23 determined under section 62(a)(2)(B) of the Internal Revenue Code  
1 of 1986, as amended;

2 (b) The cost of construction and operations, wardrobe,  
3 and accessories;

4 (c) The cost of photography, sound, and lighting;

5 (d) The cost of editing;

6 (e) Rental of facilities, locations, and equipment; and

7 (f) Wages and salaries of persons who are defined and  
8 registered as Nebraska expatriates by the Film Office of the Game  
9 and Parks Commission, not to exceed ten percent of total production  
10 cost eligible for the credit.

11 Sec. 2. (1) A rebate as provided in this section in the  
12 amount of up to twenty-five percent of documented production costs  
13 incurred in Nebraska for production of a film in this state shall  
14 be paid to the production company responsible for the production if  
15 the Film Office of the Game and Parks Commission determines that  
16 the proposed project has a reasonable chance of economic success.

17 (2)(a) The amount of rebate paid to a production company  
18 with a minimum budget for a film of less than thirty million  
19 dollars shall be:

20 (i) Twenty-five percent if fifty percent or more of the  
21 crew are residents of Nebraska and are employed in this state;

22 (ii) Fifteen percent if twenty-five percent up to but not  
23 including fifty percent of the crew are residents of Nebraska and  
24 are employed in this state; and

25 (iii) Ten percent if less than twenty-five percent of the  
26 crew are residents of Nebraska and are employed in this state.

27 (b) The amount of rebate paid to a production company  
1 with a minimum budget for a film of thirty million dollars or more  
2 shall be twenty-five percent.

3 (3) The rebate program shall be administered by the Film  
4 Office.

5 (4) To be eligible for a rebate payment:

6 (a) The production company responsible for a film shall  
7 submit documentation to the Film Office of the amount of wages or  
8 salaries paid to residents of this state directly relating to the  
9 production and the amount of other production costs incurred in  
10 this state directly relating to the production;

11 (b) The production company shall file a Nebraska income

12 tax return;

13 (c) Except for major studio productions, the production  
14 company shall provide to the Film Office the name of the completion  
15 guarantor and a copy of the bond guaranteeing the completion of  
16 the project or, if a film has not secured a completion bond, the  
17 production company shall provide evidence to the office that all  
18 Nebraska crew and local vendors have been paid and there are no  
19 liens against the production company pending in this state;

20 (d) The minimum budget for the film shall be two million  
21 dollars of which not less than one million two hundred fifty  
22 thousand dollars of the production costs are incurred in this  
23 state. The minimum budget requirements of this subdivision shall be  
24 met by any production company that produces multiple film projects  
25 within one year if each project meets a minimum budget of three  
26 hundred thousand dollars and the total budget of all projects  
27 in one year is not less than two million dollars of which not  
1 less than one million two hundred fifty thousand dollars of the  
2 production costs are incurred in this state;

3 (e) The production company shall provide evidence to the  
4 Film Office of complete financing for production prior to the  
5 receipt of any rebate under this section; and

6 (f) The production company shall provide evidence to the  
7 Film Office of a certificate of general liability insurance with a  
8 minimum coverage of one million dollars and a workers' compensation  
9 policy pursuant to state law which shall include coverage of  
10 employer's liability prior to the receipt of any rebate under this  
11 section.

12 (5) The Film Office shall approve or disapprove all  
13 claims for rebate and shall notify the State Treasurer of such  
14 approval or disapproval. The State Treasurer shall issue payment  
15 for all approved claims from funds in the Film Enhancement Rebate  
16 Program Fund. The amount of rebates paid from the fund in any  
17 single fiscal year shall not exceed five million dollars. If the  
18 amount of approved rebates exceeds the amount specified in this  
19 subsection in a fiscal year, rebate payments shall be made in  
20 the order in which the rebates are approved by the office. If an  
21 approved rebate is not paid, in whole or in part, the unpaid rebate  
22 or unpaid portion may be paid in the following fiscal year subject  
23 to the limitations specified in this subsection.

24 Sec. 3. The Film Enhancement Rebate Program Fund is  
25 created. The fund shall consist of appropriations to the fund and  
26 any public or private donations, contributions, and gifts received  
27 for the benefit of the fund. Any money in the fund available  
1 for investment shall be invested by the state investment officer  
2 pursuant to the Nebraska Capital Expansion Act and the Nebraska  
3 State Funds Investment Act.

4 Sec. 4. The Film Office is created within the Game  
5 and Parks Commission. The office shall be responsible for  
6 administration of sections 1 to 3 of this act and shall have such

7 other duties as assigned by the commission. The commission may  
8 develop forms and adopt and promulgate rules and regulations to  
9 carry out such sections.

**LEGISLATIVE BILL 488.** Placed on General File - Com AM825.  
AM825

1 1. Strike original section 3 and insert the following new  
2 section:

3 Sec. 3. (1) There shall be allowed a refundable credit  
4 against the income tax imposed by the Nebraska Revenue Act of 1967  
5 to a taxpayer who donates during the taxable year all or part of  
6 the value of a perpetual conservation easement upon real property  
7 the taxpayer owns to the state, to the natural resources district  
8 that contains the land that would be subject to the conservation  
9 easement, or to a charitable organization that is approved to  
10 hold conservation easements by the natural resources district  
11 that contains the land covered by the conservation easement.  
12 A charitable organization that proposes to hold a conservation  
13 easement shall name in the easement a cooperating agency or  
14 organization that will automatically accept the easement should the  
15 charitable organization cease to exist. The amount of the credit  
16 shall not include the value of any portion of an easement on real  
17 property located in another state.

18 (2) To qualify for the income tax credit:

19 (a) The taxpayer shall file an application with the  
20 Department of Natural Resources no later than August 1 of the tax  
21 year for which the tax credit is sought. The application shall  
22 include an appraisal by a certified general real estate appraiser  
23 who can demonstrate either experience or continuing education  
1 in the appraisal of conservation easements. The department shall  
2 review the application and may approve applications for that year  
3 for conservation easements in one of the following areas which meet  
4 the requirements set forth in subdivision (2)(c) of this section:

5 (i) Areas designated by the department and affected  
6 natural resources districts as quick response water shortage  
7 areas in over-appropriated basins and areas subject to interstate  
8 compacts, agreements, and decrees. Within this category, the  
9 department may not require that conservation easements provide  
10 public access, but applications must list public benefits expected  
11 to result from the easement, including, but not limited to, water  
12 quality protection, flood protection, ecotourism opportunities,  
13 public access for hunting, fishing, and ecotourism, and critical  
14 habitat preservation; and

15 (ii) Areas designated by the Game and Parks Commission  
16 as biologically unique landscapes in the Nebraska natural legacy  
17 plan. Within this category, approval of an application must be  
18 recommended by the commission, except in the Niobrara scenic  
19 river corridor (72-2008), in which case the application must  
20 be recommended by the Niobrara Council. Within this category,

21 the commission or council may not require that conservation  
22 easements provide public access, but applications must list public  
23 benefits expected to result from the easement, including, but not  
24 limited to, water quality protection, flood protection, ecotourism  
25 opportunities, public access for hunting, fishing, and ecotourism,  
26 and critical habitat preservation;

27 (b) The taxpayer shall file with the Department of  
1 Revenue, at the same time as the taxpayer files a return for the  
2 taxable year in which the income tax credit is claimed, a certified  
3 copy of the approved application with the value of the conservation  
4 easement as approved by the Department of Natural Resources;

5 (c) The perpetual conservation easement shall, at a  
6 minimum:

7 (i) Preclude any pumping of ground water except for (A)  
8 domestic purposes, (B) stock well purposes, and (C) restoration of  
9 wetlands. For easements in areas described in subdivision (2)(a)(i)  
10 of this section, the easement may permit pumping of water during  
11 any period when the Department of Natural Resources determines  
12 there is not a water quantity shortage;

13 (ii) For easements in areas described in subdivisions  
14 (2)(a)(ii) of this section, prohibit new commercial, industrial,  
15 and residential development, or other uses that result in the  
16 destruction of wildlife habitat, native plant communities, historic  
17 sites, or other conservation values identified in the easement.  
18 This subdivision shall not be construed to prohibit hunting,  
19 fishing, ecotourism, or removal of invasive species or noxious  
20 weeds; and

21 (iii) Be in perpetuity;

22 (d) The perpetual conservation easement shall be filed  
23 with the office of the register of deeds of each county in which  
24 real property subject to the easement is located; and

25 (e) The holder of the perpetual conservation easement  
26 shall have a monitoring program to ensure that the terms of the  
27 easement are followed. If the holder is a charitable organization  
1 that has designated a governmental agency as a successor holder,  
2 annual monitoring reports shall be provided to that agency.

3 (3) The Department of Natural Resources shall review  
4 applications for any year and approve qualifying conservation  
5 easements by November 1. The department shall not approve  
6 applications for tax credits which would total more than five  
7 million dollars for any one year. If qualified applications would  
8 result in tax credits totaling more than five million dollars in  
9 the year, the department shall prioritize qualifying applications  
10 based on criteria developed by the department that maximize the  
11 amount of water conserved or unique landscapes protected from  
12 development and shall only approve qualifying applications totaling  
13 five million dollars or less in tax credits for that year.

14 (4) Upon approval, the department shall send to the  
15 applicant a certified copy of the approved application with the

16 approved value of the conservation easement for purposes of the tax  
17 credit.

18 (5) The income tax credit shall be an amount equal to  
19 fifteen percent of the appraised value of the donated portion  
20 of the perpetual conservation easement, not to exceed two  
21 hundred fifty thousand dollars. In the case of a partnership,  
22 subchapter S corporation, or other similar pass-through entity  
23 that donates a perpetual conservation easement as an entity, the  
24 two-hundred-fifty-thousand-dollar limitation shall be calculated at  
25 the entity level and the credit shall be allocated to the entity's  
26 partners, members, or shareholders in proportion to the partners',  
27 members', or shareholders' distributive shares of income from the  
1 entity.

2 (6) A taxpayer may claim the income tax credit under this  
3 section on only one conservation easement per taxable year.

4 (7) On or before January 1, 2009, and each January  
5 1 thereafter, the Department of Revenue shall issue a report  
6 to the Legislature and Governor detailing the use of income  
7 tax credits under this section. A portion of the report shall  
8 show perpetual conservation easements and income tax credits by  
9 natural resources district, the number of acres protected, the  
10 conservation values that were preserved, and the public benefits  
11 that resulted from these easements. The Department of Natural  
12 Resources and Game and Parks Commission shall assist the Department  
13 of Revenue with this portion of the report. The report shall be  
14 presented using aggregated information and other techniques so as  
15 not to reveal confidential information that allows identification  
16 of any taxpayer. The report shall not be issued until the Tax  
17 Commissioner has confirmed in writing that the report does not  
18 reveal any confidential information that allows identification of  
19 any taxpayer.

20 (8) No new applications shall be accepted for tax credits  
21 after December 31, 2012.

**LEGISLATIVE BILL 697.** Indefinitely postponed.

(Signed) Ray Janssen, Chairperson

**Natural Resources**

**LEGISLATIVE BILL 705.** Placed on General File.

(Signed) LeRoy Loudon, Chairperson

**Education**

**LEGISLATIVE BILL 316.** Placed on General File - Com AM765.  
AM765

- 1 1. Strike original section 1 and insert the following new  
 2 section:  
 3 Section 1. The Special Education Services Task Force is  
 4 created. Members of the task force shall be appointed on or before  
 5 July 1, 2007, and shall include:  
 6 (1) The chairperson of the Education Committee of the  
 7 Legislature and one other member of such committee;  
 8 (2) One member of the Legislature who is not a member of  
 9 the Education Committee;  
 10 (3) One parent who has a child receiving special  
 11 education services in a private setting;  
 12 (4) Two parents who have children receiving special  
 13 education services in a school district;  
 14 (5) Two educational service unit special education  
 15 teachers;  
 16 (6) One public school special education teacher;  
 17 (7) One public school special education director or  
 18 educational service unit special education director;  
 19 (8) One private school principal or director;  
 20 (9) One school board member;  
 21 (10) One representative of the State Department of  
 22 Education who has expertise in special education;  
 23 (11) One representative of the Department of Health and  
 1 Human Services who has expertise in the placement of state wards;  
 2 and  
 3 (12) One representative of a private provider of special  
 4 education services.  
 5 The members listed in subdivisions (1) and (2) of  
 6 this section shall be appointed by the Executive Board of the  
 7 Legislative Council. All other members shall be appointed by the  
 8 Governor.

(Signed) Ron Raikes, Chairperson

**NOTICE OF COMMITTEE HEARING**  
**Natural Resources**  
 Room 1525

Thursday, April 5, 2007

8:30 a.m.

John Campbell - Nebraska Environmental Trust Board  
 Vincent Kramper - Nebraska Environmental Trust Board  
 Sherry Vinton - Nebraska Environmental Trust Board

(Signed) LeRoy Loudon, Chairperson

**AMENDMENT - Print in Journal**

Senator Avery filed the following amendment to LR 6CA:  
AM835

(Amendments to E & R amendments, ER8056)

- 1 1. On page 1, line 3, strike "the general election in
- 2 November 2008" and insert "a special election on May 13, 2008,".

**ANNOUNCEMENT**

Senator Cornett announced the Business and Labor Committee will hold an executive session Wednesday, March 28, 2007, at 10:00 a.m., under the north balcony of the Chamber.

**VISITORS**

Visitors to the Chamber were 39 fourth-grade students and teachers from Prairie Lane Elementary, Omaha; and 12 fourth-grade students and teachers from Bellevue Christian Academy, Bellevue.

**RECESS**

At 12:05 p.m., on a motion by Senator Nelson, the Legislature recessed until 1:30 p.m.

**AFTER RECESS**

The Legislature reconvened at 1:30 p.m., Senator Langemeier presiding.

**ROLL CALL**

The roll was called and all members were present except Senators Carlson, Cornett, Engel, Heidemann, Karpisek, Nantkes, and White who were excused until they arrive.

**RESOLUTION**

**LEGISLATIVE RESOLUTION 62.** Introduced by Howard, 9.

WHEREAS, Charles Werner Warren developed and demonstrated his leadership ability through service in the United States Army during World War II and earned the Bronze Star for initiative and courage under fire; and

WHEREAS, Mr. Warren served as Omaha city forester and parks director from 1957 to 1965; and

WHEREAS, under Charles Warren's direction, the city of Omaha constructed five swimming pools and developed the Benson Golf Course; and

WHEREAS, Charles Warren was a leading authority on Dutch elm disease and discovered the first instances of the disease west of the Mississippi River in Fort Madison, Iowa, in 1957; and

WHEREAS, Mr. Warren wrote his first lawn and tree column for the Omaha World-Herald in 1960 and continued the column for thirty-seven years; and

WHEREAS, after leaving city hall in 1965, Charles Warren worked for fifteen years at Offutt Air Force Base as a management agronomist; and

WHEREAS, following his retirement from Offutt Air Force Base, Mr. Warren taught tree disease identification and presented seminars in Omaha, Nebraska, and throughout the nation; and

WHEREAS, Charles Warren committed his adult life to caring for trees, plants, lawns, and the general well-being of our ecological system.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDRETH LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Legislature honors the memory of Charles Werner Warren and his many achievements for the betterment of the environment.

2. That the Clerk of the Legislature send a copy of this resolution to the Warren family.

Laid over.

## GENERAL FILE

**LEGISLATIVE BILL 405.** Title read. Considered.

Committee AM497, found on page 676, was considered.

Senator Chambers requested a division of the question on the committee amendment.

The Chair sustained the division of the question.

The first committee amendment is as follows:

FA52

Insert the following new section: Sec. 5. Since an emergency exists, this act takes effect when passed and approved according to law.

## SENATOR ERDMAN PRESIDING

The first committee amendment lost with 9 ayes, 17 nays, and 23 present and not voting.

The second committee amendment is as follows:

FA53

2. On page 2, strike beginning with "(1)" in line 15 through "(2)" in line 24 and show the old matter as stricken; and in line 25 strike "election" through "situated" and insert "city council of".

The second committee amendment was adopted with 29 ayes, 0 nays, 15 present and not voting, and 5 excused and not voting.

Pending.

**COMMITTEE REPORTS**  
**Business and Labor**

**LEGISLATIVE BILL 495.** Placed on General File - Com AM804.  
AM804

- 1 1. Strike the original section and insert the following  
2 new section:  
3 Section 1. (1) An employer shall include all compensated  
4 and noncompensated leave offered by the employer in its collective  
5 bargaining with a labor organization, as defined in section 48-218,  
6 and shall not refuse to engage in collective bargaining with the  
7 labor organization over such leave because the employer deems such  
8 leave to be a company policy.  
9 (2) Any employer who violates this section shall be  
10 subject to a civil penalty of not less than five hundred dollars  
11 for each offense. All fines collected under this section shall be  
12 remitted to the State Treasurer for distribution in accordance with  
13 Article VII, section 5, of the Constitution of Nebraska.

(Signed) Abbie Cornett, Chairperson

**Nebraska Retirement Systems**

**LEGISLATIVE BILL 499.** Placed on General File - Com AM841.  
AM841

- 1 1. Strike original section 1.  
2 2. On page 9, strike beginning with "and" in line 7  
3 through "are" in line 8 and insert "is".  
4 3. Renumber the remaining sections accordingly.

(Signed) John Synowiecki, Chairperson

**Education**

**LEGISLATIVE BILL 91.** Indefinitely postponed.

(Signed) Ron Raikes, Chairperson

**RESOLUTION****LEGISLATIVE RESOLUTION 63.** Introduced by Howard, 9.

WHEREAS, National Professional Social Work Month is observed in the month of March and this year's theme is Hope and Health: Help Starts Here; and

WHEREAS, it is the goal of the National Association of Social Workers' Social Work Reinvestment Initiative to pursue legislative, policy, and regulatory mechanisms that recognize the role of professional social workers in the delivery of health and human services and in the improved outcomes for individuals, families, and communities; and

WHEREAS, National Professional Social Work Month is part of an ongoing effort to increase the awareness of and respect for the social work profession, educate the public on the breadth and depth of social work practice, expand perceptions of who can benefit from social work services, and attract young people and career changers to the social work profession; and

WHEREAS, social workers help people in all stages of life, from children to the elderly, and in all situations, from adoption to hospice care; and

WHEREAS, more than six hundred thousand people in the United States hold social work degrees; and

WHEREAS, there are more than one hundred seventy social workers in national, state, and local elected office, including two United States Senators and four United States Representatives.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDREDTH LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Legislature recognizes March, 2007, as Professional Social Work Month in Nebraska.

2. That during March, 2007, communities are encouraged to participate in activities designed to increase public awareness about the contributions of professionals in the field of social work.

Laid over.

**AMENDMENT - Print in Journal**

Senator Ashford filed the following amendment to LB 377:

(Amendment, AM832, is printed separately and available in the Bill Room, Room 1104.)

**NOTICE OF COMMITTEE HEARING**

**Judiciary**  
Room 1113

Friday, March 30, 2007

1:30 p.m.

LB 377 AM832 (Ashford) - Amend Capital Sentencing

(Signed) Brad Ashford, Chairperson

**GENERAL FILE**

**LEGISLATIVE BILL 405.** Senator Mines renewed his amendment, AM799, found on page 919.

Senator Mines withdrew his amendment.

Senator Pedersen moved for a call of the house. The motion prevailed with 40 ayes, 0 nays, and 9 not voting.

Senator Pedersen requested a roll call vote on the advancement of the bill.

Voting in the affirmative, 25:

Christensen	Friend	Karpisek	McDonald	Raikes
Cornett	Fulton	Kopplin	McGill	Rogert
Engel	Howard	Langemeier	Pahls	Schimek
Fischer	Hudkins	Lathrop	Pedersen	Stuthman
Flood	Janssen	Louden	Pirsch	White

Voting in the negative, 16:

Adams	Chambers	Hansen	Pankonin
Aguilar	Dubas	Harms	Synowiecki
Ashford	Erdman	Mines	Wallman
Avery	Gay	Nelson	Wightman

Present and not voting, 6:

Burling	Heidemann	Kruse
Carlson	Johnson	Nantkes

Excused and not voting, 2:

Dierks	Preister
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Advanced to E & R for review with 25 ayes, 16 nays, 6 present and not voting, and 2 excused and not voting.

The Chair declared the call raised.

**COMMITTEE REPORT**  
**Education**

**LEGISLATIVE BILL 603.** Placed on General File - Com AM754.  
(Amendment is printed separately and available in the Bill Room, Room 1104.)

(Signed) Ron Raikes, Chairperson

**UNANIMOUS CONSENT - Add Cointroducers**

Senator Pirsch asked unanimous consent to add his name as cointroducer to LB 338. No objections. So ordered.

Senator Flood asked unanimous consent to add his name as cointroducer to LB 629. No objections. So ordered.

**SPEAKER FLOOD PRESIDING**

**RESOLUTIONS**

Pursuant to Rule 4, Sec. 5(b), LRs 52, 53, 54, 55, 56, 57, and 58 were adopted.

**SPEAKER SIGNED**

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LRs 52, 53, 54, 55, 56, 57, and 58.

**VISITOR**

The Doctor of the Day was Dr. Zach Tempelmeyer from Syracuse.

**ADJOURNMENT**

At 5:04 p.m., on a motion by Senator Christensen, the Legislature adjourned until 9:00 a.m., Wednesday, March 28, 2007.

Patrick J. O'Donnell  
Clerk of the Legislature